

Practitioner's Docket No.	60680-156
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CHAPTER II

TRANSMITTAL LETTER TO THE UNITED STATES ELECTED OFFICE (EO/US)

(ENTRY INTO U.S. NATIONAL PHASE UNDER CHAPTER II)

PCT/DE00/001972

15/June/2000

22/June/1999

INTERNATIONAL APPLICATION NO.

INTERNATIONAL FILING DATE

PRIORITY DATE CLAIMED

GASKET AND METHOD OF PRODUCING A GASKET

TITLE OF INVENTION

Lothar Quick

APPLICANT(S)

Box PCT Commissioner for Patents Washington D.C. 20231

ATTENTION: EO/US

To avoid abandonment of the application, the applicant shall furnish to the USPTO, not later than 20 months from the priority date: (1) a copy of the international application, unless it has been previously communicated by the International Bureau or unless it was originally filed in the USPTO; and (2) the basic national fee (see 37 C.F.R. § 1.492(a)). The 30month time limit may not be extended. 37 C.F.R. § 1.495.

WARNING:

Where the items are those which can be submitted to complete the entry of the international application into the

CERTIFICATION UNDER 37 C.F.R. 1.10*

(Express Mail label number is mandatory.) (Express Mail certification is optional.)

I hereby certify that this correspondence and the documents referred to as attached therein are being deposited with the United States Postal Service on this date December 20, 2001, in an envelope as "Express Mail Post Office to Addressee," Mailing Label Number EV 051007334 US, addressed to the: Commissioner for Patents, Washington, D.C. 20231, Attention: EO/US.

890_00 CH

Alisa M. Varela

Signature of person mailing paper

ge**f**son mailing paper)

WARNING:

Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. 1.8 cannot be used to

obtain a date of mailing or transmission for this correspondence.

*WARNING:

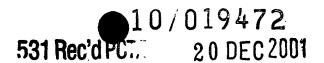
Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).

"Since the filing of correspondence under \S 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will

not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

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(Transmittal Letter to the United States Elected Office (EO/US)—page 1 of 8)



national phase are subsequent to 30 months from the priority date the application is still considered to be in the international state and if mailing procedures are utilized to obtain a date the express mail procedure of 37 C.F.R. §1.10 <u>must</u> be used (since international application papers are not covered by an ordinary certificate of mailing - See 37 C.F.R. §1.8.

NOTE: Documents and fees must be clearly identified as a submission to enter the national state under 35 USC 371 otherwise the submission will be considered as being made under 35 USC 111. 37 C.F.R. § 1.494(f).

- 1. Applicant herewith submits to the United States Elected Office (EO/US) the following items under 35 U.S.C. 371:
 - a. [X] This express request to immediately begin national examination procedures (35 U.S.C. 371(f)).
 - b. [X] The U.S. National Fee (35 U.S.C. 371(c)(1)) and other fees (37 C.F.R. § 1.492) as indicated below:



2.Fees

CLAIMS FEE	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULA- TIONS
[X]*	TOTAL CLAIMS	2 - 20 =		x \$18.00 =	\$
	INDEPENDENT CLAIMS	2 -3=		x \$84.00 =	
	MULTIPLE DEPE	NDENT CLAIM(S) (if	applicable) + \$280.00		
BASIC FEE**	MULTIPLE DEPENDENT CLAIM(S) (if applicable) + \$280.00 [] U.S. PTO WAS INTERNATIONAL PRELIMINARY EXAMINATION AUTHORITY Where an International preliminary examination fee as set forth in § 1.482 has been paid on the international application to the U.S. PTO: [] and the international preliminary examination report states that the criteria of novelty, inventive step (non-obviousness) and industrial activity, as defined in PCT Article 33(2) to (4) have been satisfied for all the claims presented in the application entering the national stage (37 CFR 1.492(a)(4))				
			Total of	above Calculations	= \$1,040.00
SMALL ENTITY	Reduction by $\frac{1}{2}$ for filing by small entity, if applicable. Affidavit must be filed. (note 37 CFR 1.9, 1.27, 1.28)			-	
				Subtotal	\$1,040.00
				Total National Fee	\$ 1,040.00
	Fee for recording the enclosed assignment document \$40.00 (37 CFR 1.21(h)). (See Item 13 below). See attached "ASSIGNMENT COVER SHEET".				
TOTAL				Total Fees enclosed	\$ 1,040.00



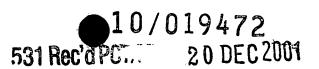
*See a	ittached	•	ment Reducing the Number of Claims.			
	i.	[] A check in	the amount of to cover the above fees is enclosed.			
	ii.	[X] Please cha	arge Account No18-0013_ in the amount of \$1,040.00			
		A duplicate copy of	of this sheet is enclosed.			
WARNING:		"To avoid abandonment of the application the applicant shall furnish to the United States Patent and Trademark Office not later than the expiration of 30 months from the priority date: * (2) the basic national fee (see § 1.492(a)). The 30-month time limit may not be extended." 37 C.F.R. § 1.495(b).				
WARNII	NG:	the applicant within the period set by the Offic required as a conditio date. The payment of the translation later than the payment on the payment of the pa	e international application and/or the oath or declaration have not been submitted by nirty (30) months from the priority date, such requirements may be met within a time e. 37 C.F.R. § 1.495(b)(2). The payment of the surcharge set forth in § 1.492(e) is n for accepting the oath or declaration later than thirty (30) months after the priority the processing fee set forth in § 1.492(f) is required for acceptance of an English thirty (30) months after the priority date. Failure to comply with these requirements ment of the application. The provisions of § 1.136 apply to the period which is set. , 1147 O.G. 29 to 40.			
3.	[X]	A copy of the Inte	rnational application as filed (35 U.S.C. 371(c)(2)):			
NOTE:	TE: Section 1.495 (b) was amended to require that the basic national fee and a copy of the international application me be filed with the Office by 30 months from the priority date to avoid abandonment "The International Bureau normoved the copy of the international application to the Office in accordance with PCT Article 20. At the same time the International Bureau notifies applicant of the communication to the Office. In accordance with PCT Rule 47.1, that notice shall be accepted by all designated offices as conclusive evidence that the communication has duly taked place. Thus, if the applicant desires to enter the national stage, the applicant normally need only check to be sure notice from the International Bureau has been received and then pay the basic national fee by 30 months from the priority date." Notice of Jan. 7, 1993, 1147 O.G. 29 to 40, at 35-36. See item 14c below.					
	a.	[X] is transmit	tted herewith.			
	b.		nired, as the application was filed with the United States Receiving			
	c.		ransmitted			
			the International Bureau.			
			applicant onDate			
4.	[X]	A translation of th 371(c)(2)):	e International application into the English language (35 U.S.C.			
	a.		tted herewith.			
	b.		nired as the application was filed in English.			
	c.	[] was previous	ously transmitted by applicant on			
	1	F 7 '11 C-11	Date			
	d.	[] will follow	V.			
5.	[]	Amendments to th U.S.C. 371(c)(3)):	te claims of the International application under PCT Article 19 (35			

NOTE: The Notice of January 7, 1993 points out that 37 C.F.R. § 1.495(a) was amended to clarify the existing and continuing practice that PCT Article 19 amendments must be submitted by 30 months from the priority date and this deadline may



not be extended. The Notice further advises that: "The failure to do so will not result in loss of the subject matter of the PCT Article 19 amendments. Applicant may submit that subject matter in a preliminary amendment filed under section 1.121. In many cases, filing an amendment under section 1.121 is preferable since grammatical or idiomatic errors may be corrected." 1147 O.G. 29-40, at 36.

		a. b.	are transmitted herewith. have been transmitted by the International Bureau. Date of mailing of the amendment (from form PCT/IB/308): Date Date
		c.	have not been transmitted as i. [] applicant chose not to make amendments under PCT Article 19. Date of mailing of Search Report (from form PCT/ISA/210): ii. [] the time limit for the submission of amendments has not yet expired. The amendments or a statement that amendments have not been made will be transmitted before the expiration of the time limit under PCT Rule 46.1.
	6.	[]	A translation of the amendments to the claims under PCT Article 19 (38 U.S.C. 371(c)(3)):
		a.	[] is transmitted herewith.
:		b.	[] is not required as the amendments were made in the English language.
		c.	[] has not been transmitted for reasons indicated at point 5(c) above.
	7.	[X]	A copy of the international examination report (PCT/IPEA/409) [X] is transmitted herewith. [] is not required as the application was filed with the United States Receiving Office.
	8.	[X] a. b.	Annex(es) to the international preliminary examination report [X] is/are transmitted herewith. [] is/are not required as the application was filed with the United States Receiving Office.
	9.	[X]	A translation of the annexes to the international preliminary examination report
		a.	[X] is transmitted herewith.
		b.	[] is not required as the annexes are in the English language.
	10.	[X]	An oath or declaration of the inventor (35 U.S.C. 371(c)(4)) complying with 35 U.S.C. 115
		a.	[] was previously submitted by applicant on
		b.	Date [] is submitted herewith, and such oath or declaration i. [] is attached to the application. ii. [] identifies the application and any amendments under PCT Article 19 that were transmitted as stated in points 3(b) or 3(c) and 5(b); and states that they were reviewed by the inventor as required by 37 C.F.R. 1.70. iii. [X] will follow.



Other document(s) or information included:

11.	[X]	An In 17(2)	ternational Search Report (PC1/ISA/210) or Declaration under PC1 Article
	a.	[X]	is transmitted herewith.
	b.	[]	has been transmitted by the International Bureau.
	c.	[]	is not required, as the application was searched by the United States
		. ,	International Searching Authority.
	d.	[]	will be transmitted promptly upon request.
	e.	[]	has been submitted by applicant on
			Date
12.	[X]	An In	formation Disclosure Statement under 37 C.F.R. 1.97 and 1.98:
	a.	[X]	is transmitted herewith.
			Also transmitted herewith is/are:
		[X]	Form PTO-1449 (PTO/SB/08A and 08B).
		[X]	Copies of citations listed.
	b.	[]	will be transmitted within THREE MONTHS of the date of submission of
			requirements under 35 U.S.C. 371(c).
	c.	[]	was previously submitted by applicant on
			Date
13.	[]	An as	signment document is transmitted herewith for recording.
	A sep	arate []	"COVER SHEET FOR ASSIGNMENT (DOCUMENT) ACCOMPANYING
			NEW PATENT APPLICATION" or[] FORM PTO
			1595 is also attached.
14.	[X]	Addit	ional documents:
	a.	[X]	
	b.	[X]	
		i.	[] Specification, claims and drawing
		ii.	[X] Front page only
	c.	[X]	Preliminary amendment (37 C.F.R. § 1.121)
	d.	[]	Other
		-	
15.	[X]	The a	bove checked items are being transmitted
	a.	[X]	before 30 months from any claimed priority date.
	b.	[]	after 30 months.

16.	[]	Certain requirements under 35 U.S.C. 371 were previously submitted by the applicant on, namely:

AUTHORIZATION TO CHARGE ADDITIONAL FEES

WARNING:

Accurately count claims, especially multiple dependent claims, to avoid unexpected high charges if extra claims are authorized.

NOTE: "A written request may be submitted in an application that is an authorization to treat any concurrent or future reply, requiring a petition for an extension of time under this paragraph for its timely submission, as incorporating a petition for extension of time for the appropriate length of time. An authorization to charge all required fees, fees under § 1.17, or all required extension of time fees will be treated as a constructive petition for an extension of time in any concurrent or future reply requiring a petition for an extension of time under this paragraph for its timely submission. Submission of the fee set forth in § 1.17(a) will also be treated as a constructive petition for an extension of time in any concurrent reply requiring a petition for an extension of time under this paragraph for its timely submission." 37 C.F.R. § 1.136(a)(3).

NOTE: "Amounts of twenty-five dollars or less will not be returned unless specifically requested within a reasonable time, nor will the payer be notified of such amounts; amounts over twenty-five dollars may be returned by check or, if requested, by credit to a deposit account." 37 C.F.R. § 1.26(a).

[X] The Commissioner is hereby authorized to charge the following additional fees that may be required by this paper and during the entire pendency of this application to Account No. 18-0013.

[X] 37 C.F.R. 1.492(a)(1), (2), (3), and (4) (filing fees)

WARNING:

Because failure to pay the national fee within 30 months without extension (37 C.F.R. § 1.495(b)(2)) results in abandonment of the application, it would be best to always check the above box.

[X] 37 C.F.R. 1.492(b), (c) and (d) (presentation of extra claims)

NOTE: Because additional fees for excess or multiple dependent claims not paid on filing or on later presentation must only be paid or these claims cancelled by amendment prior to the expiration of the time period set for response by the PTO in any notice of fee deficiency (37 C.F.R. § 1.492(d)), it might be best not to authorize the PTO to charge additional claim fees, except possible when dealing with amendments after final action.

- [X] 37 C.F.R. 1.17 (application processing fees)
- [X] 37 C.F.R. 1.17(a)(1)-(5)(extension fees pursuant to § 1.136(a).
- [] 37 C.F.R. 1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 C.F.R. 1.311(b))

NOTE: Where an authorization to charge the issue fee to a deposit account has been filed before the mailing of a Notice of Allowance, the issue fee will be automatically charged to the deposit account at the time of mailing the notice of allowance. 37 C.F.R. § 1.311(b).

NOTE: 37 C.F.R. 1.28(b) requires "Notification of any change in loss of entitlement to small entity status must be filed in the

application . . . prior to paying, or at the time of paying . . . issue fee." From the wording of 37 C.F.R. § 1.28(b): (a) notification of change of status must be made even if the fee is paid as "other than a small entity" and (b) no notification is required if the change is to another small entity.

[X] 37 C.F.R. § 1.492(e) and (f) (surcharge fees for filing the declaration and/or filing an English translation of an International Application later than 30 months after the priority date).

Date: December 20, 2001

Customer No. 010291

Telephone No. (248) 594-0600

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SIGNATURE OF PRACTITIONER

Michael B. Stewart, Reg. No. 36,018 RADER, FISHMAN & GRAUER PLLC 39533 Woodward Ave., Suite 140 Bloomfield Hills, MI 48304